

PATENT  
Attorney Docket No. 101.0042-05000  
Customer No. 22882

**NOTICE OF APPEAL TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES**

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**MAY 29 2008**

In re Application of:  
Gary Karlin Michelson  
Serial No.: 10/098,683  
Filed: March 15, 2002  
For: SPINAL IMPLANT CONTAINING  
MULTIPLE BONE GROWTH  
PROMOTING MATERIALS  
(as amended)

) Confirmation No.: 7210  
)  
) Group Art Unit: 3773  
) Examiner: Melanie Ruano Tyson  
)  
)  
)  
)

Mail Stop AF  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

The Appeal Fee of \$510.00 is to be charged to Deposit Account No. 50-3726.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 50-3726.

Respectfully submitted,

MARTIN & FERRARO, LLP

Dated: May 29, 2008

By: Thomas H. Martin  
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